

# EXHIBIT I (7 pages)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MMB Docket No. 1671-0271

J & J Reference DEP 5126

Application of: Klotz et al.

Serial No. 10/622,527

Filed: July 18, 2003

For: Head Gear Apparatus

Art Unit: 3765

Examiner: R. Lindsey

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Paul J. Maginot

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### LETTER

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Sir:

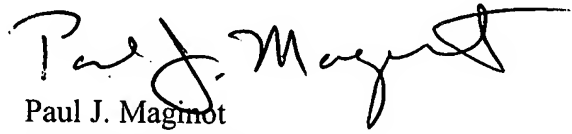
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It is respectfully requested that the post card be stamped with the date it is received and returned as soon as possible. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP

A handwritten signature in black ink, appearing to read "Paul J. Maginot", written over the printed name.

Paul J. Maginot  
Attorney for Applicants  
Registration No. 34,984

July 22, 2005  
Maginot, Moore & Beck LLP  
Bank One Center/Tower  
111 Monument Circle, Suite 3000  
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(317) 638-2922 telephone  
(317) 638-2139 facsimile

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

Head Gear Apparatus, the specification of which  
 (check one) X is attached hereto.  
 was filed on July 18, 2003 as  
 United States Application Serial No. 10/622,527 or  
 PCT International Application No. \_\_\_\_\_  
 and was amended on \_\_\_\_\_  
 (if applicable)

I hereby declare that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes	_____ No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes	_____ No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

_____ Application Number	_____ Filing Date
_____ Application Number	_____ Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status)(Patented, Pending, Abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status)(Patented, Pending, Abandoned)

And I hereby appoint Paul J. Maginot, Registration No. 34,984, Harold C. Moore, Registration No. 37,892, Michael D. Beck, Registration No. 32,722, David M. Lockman, Registration No. 34,214, David B. Quick, Registration No. 31,993, James D. Wood, Registration No. 43,285, and Russell E. Fowler, Registration No. 43,615 as attorneys of record with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all communications regarding the application to:

Paul J. Maginot, Esq.  
 Maginot, Moore & Beck  
 111 Monument Circle, Suite 3000  
 Bank One Center/Tower  
 Indianapolis, Indiana 46204-5115  
 Telephone (317) 638-2922  
 Facsimile (317) 638-2139

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Conrad Klotz

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
 Residence: 652 East Marion Street, Nappanee, IN 46550  
 Citizenship: USA  
 Post Office Address: Same

Full name of second inventor: Chris Clupper  
 Inventor's signature Chris Clupper Date: 7/18/05  
 Residence: 49 S. Stickler Drive, Columbia City, IN 46725  
 Citizenship: USA  
 Post Office Address: Same

Full name of third inventor: Rudy R. Diaz

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
 Residence: 209 Constitution Ave., Goshen, IN 46526  
 Citizenship: USA  
 Post Office Address: Same

Full name of fourth inventor: Kimberly A. Dwyer

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
 Residence: 10720 Lone Tree Place, Fort Wayne, IN 46818  
 Citizenship: USA  
 Post Office Address: Same

Full name of fifth inventor: Sam Sackett

Inventor's signature \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 7419 Thoroughbred Dr., Apt. 3B, Fort Wayne, IN 46814

Citizenship: USA

Post Office Address: Same

Full name of sixth inventor: Trent Wilkinson

Inventor's signature \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 8635 West 100 S., Larwill, IN 46764

Citizenship: USA

Post Office Address: Same

July 22, 2005

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Letter for Patent Application for:  
**Head Gear Apparatus**

Serial No. 10/622,527

Filed: July 18, 2003

Applicants: Klotz et al.

J&J Reference: DEP 5126

MMB Docket No. 1671-0271


Includes:

(x) Transmittal Letter

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# EXHIBIT II (2 pages)

July 22, 2005

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Letter for Patent Application for:  
Head Gear Apparatus

JUL 29 2005

Serial No. 10/622,527

Filed: July 18, 2003

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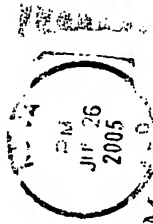
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